

**RESOLUTION NO. 2950**

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MAKING CERTAIN DETERMINATIONS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION WITH THE DRINKING WATER STATE REVOLVING FUND AND AUTHORIZING FINANCIAL ASSISTANCE PAYMENTS TO CERTAIN MUNICIPALITIES TO FUND ELIGIBLE DRINKING WATER PROJECTS FROM FUNDS APPROPRIATED FOR WATER INFRASTRUCTURE IMPROVEMENT PROJECTS

WHEREAS, pursuant to the New York State Environmental Facilities Corporation Act, being Chapter 744 of the Laws of 1970 constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, as amended (the "Act"), the New York State Environmental Facilities Corporation (the "Corporation") has been established as a body corporate and politic constituting a public benefit corporation; and

WHEREAS, pursuant to Chapter 413 of the Laws of 1996, as amended (the "DWSRF Act"), the Drinking Water State Revolving Fund (the "DWSRF") was established in the custody of the Corporation; and

WHEREAS, the Corporation is charged with providing low cost financing to eligible recipients while maintaining the fiscal integrity of the DWSRF; and

WHEREAS, each of the applicants listed in **Exhibit A** hereto has submitted an application to the Corporation for financial assistance under the DWSRF Act, for the purpose of financing or refinancing water supply projects undertaken and completed or to be undertaken and completed by such applicants; and

WHEREAS, each of the water supply projects proposed to be financed or refinanced by such applicants through the short-term interest-free, short-term market-rate or long-term financings and/or additional subsidies descriptions of which are set out in **Exhibit A** hereto (collectively, the "DWSRF Projects"), constitute an "eligible project" within the meaning of the DWSRF Act as certified to the Corporation by the New York State Department of Health; and

WHEREAS, with respect to the amounts identified in **Exhibit A**, the Corporation has, where necessary, identified funds available in excess of the amounts listed in the Intended Use Plan (the "IUP") or has made such moneys available through by-pass as provided in the IUP; and

WHEREAS, with respect to the short-term market-rate financings, available funds within the DWSRF have been identified, and in the future the Corporation may seek the Board of Directors' approval to issue its Corporation Bonds to fund any such projects; and

WHEREAS, the Corporation desires to provide such short-term interest-free, short-term market-rate or long-term interest-free financings to the respective applicants, in accordance with the terms and conditions set forth in **Exhibit A**, and as will be more fully set forth in the closing documents for the financings (the "Direct Financings"); and

WHEREAS, the New York State Water Infrastructure Improvement Act of 2015, being Part G of Chapter 60 of the Laws of 2015 ("WIIA 2015"), and the Clean Water Infrastructure Act of 2017, being Part T of Chapter 57 of the Laws of 2017 (the "Infrastructure Act"), each authorizes and directs the Corporation to provide financial assistance payments ("Grants"), from funds appropriated for such purpose, to municipalities in support of water quality infrastructure projects; and

WHEREAS, \$400 million was appropriated over a three-year period for the purposes of WIIA 2015, and no less than \$1 billion was appropriated for purposes of funding water infrastructure improvement projects under the Infrastructure Act; and

WHEREAS, subsequent annual appropriations have been made available for the purpose of providing Grants to municipalities in support of water infrastructure improvement projects;

WHEREAS, preference for award of Grants shall be given to municipalities that meet the Corporation's hardship criteria and projects that result in the greatest water quality improvement or greatest reduction in serious risk to public health; and

WHEREAS, the Department of Health has completed an evaluation of the projects set forth in **Exhibit B** (hereinafter referred to as the "WIIA Projects"), determined that each WIIA Project constitutes an eligible "water quality infrastructure project" as defined in WIIA, and otherwise meets the criteria for award of a WIIA Grant; and

WHEREAS, the Corporation desires to provide WIIA Grants to the applicants listed in **Exhibit B** in support of water quality infrastructure projects in accordance with WIIA and subject to continuing compliance with applicable law as will be more fully set forth in the closing documents for the financing of each WIIA Project.

WHEREAS, pursuant to WIIA, a municipality is not required to accept DWSRF financing from the Corporation to receive a WIIA Grant; however, municipalities often seek DWSRF financing in addition to their WIIA grant to fund the total cost of their project; and

WHEREAS, for any DWSRF Project or WIIA Project subject to Article 6 of the Environmental Conservation Law, or the State Smart Growth Public Infrastructure Policy Act, the President has attested in a written Smart Growth Impact Statement that the project meets the relevant criteria as set forth in the Smart Growth Public Infrastructure Policy Act to the extent practicable or, if a Project does not meet the relevant criteria and compliance is considered impracticable, has provided a detailed statement of justification; and

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION, AS FOLLOWS:

## **SECTION 1. SHORT-TERM AND LONG-TERM FINANCINGS AND ADDITIONAL SUBSIDIES**

A. The Corporation has reviewed the information supplied by each financing applicant set forth in **Exhibit A**, in connection with its application for DWSRF financial assistance, and the Corporation hereby determines that it would be impracticable or inadvisable to finance all or a portion of the costs of the DWSRF Projects from the proceeds of bonds or notes that are special obligations of the Corporation. The filing of the determination contained in this Section 1.A in accordance with, and to the extent required by, applicable law and regulations by or at the direction of an officer of the Corporation is hereby authorized and confirmed.

B. To accomplish the purposes of the Act and the DWSRF Act, and to provide for the financing or refinancing of the DWSRF Projects, the Corporation is hereby authorized to provide the Direct Financings and/or the grants, from monies in the DWSRF, to the applicants listed in **Exhibit A** in compliance with applicable law. Each Direct Financing shall be in a principal amount not exceeding the principal amount set forth opposite the name of the applicant in **Exhibit A** and shall bear interest at rates not in excess of those set forth in **Exhibit A**. Each short-term Direct Financing and shall mature not later than five years from the date of the closing of such short-term Financing, and each long-term Direct Financing shall mature not later than thirty years from the date of the closing of such long-term Direct Financing. Principal amounts and maturities are to be determined by either the President, any Vice President, Chief Financial Officer, General Counsel or Controller (collectively, the "Authorized Officers") of the Corporation.

The Corporation is further authorized to guarantee the payment of each short-term market-rate financing from monies and assets held in the DWSRF, each short-term market-rate financing shall be in a principal amount not exceeding the principal amount set forth opposite the name of the applicant in **Exhibit A**; shall mature not later than five years from the date of the closing of such short-term market-rate financing; and shall initially bear interest at a rate or rates not in excess of those set forth in **Exhibit A** and as may be determined by any Authorized Officer from time to time in accordance with the provisions of the financing agreement. Each short-term market-rate financing shall remain eligible to compete for and receive an interest rate subsidy if authorized in the current IUP and in the event that the project score so qualifies under such IUP, which subsidy shall be provided in accordance with the provisions of the financing agreement. Further, if authorized in the IUP, each short-term market-rate financing remains eligible to apply for a zero-interest rate (hardship) determination and receive an interest rate subject to and in accordance with the applicable IUP.

C. The Authorized Officers and the Secretary to the Corporation are each hereby authorized to prepare, execute, acknowledge and deliver to each applicant a financing agreement for such applicant's Direct Financing (including any grant), in such form as shall be determined by any Authorized Officer, with such amendments, supplements, changes, insertions and omissions as may be approved by any Authorized Officer. The Chief Financial Officer and the Secretary to the Corporation are each hereby authorized to affix the seal of the Corporation on such documents and attest the same. The execution of such documents by an Authorized Officer or the Secretary to the Corporation shall be conclusive evidence of any approval or determination authorized or required by this Section 1.C or by Section 1.B of this Resolution.

## **SECTION 2. FINANCIAL ASSISTANCE PAYMENTS (WIIA GRANTS)**

A. The Corporation has reviewed the information supplied by each applicant set forth in **Exhibit B** in connection with its application for a WIIA Grant.

B. To accomplish the purposes of WIIA and provide financial assistance payments to the WIIA Project recipients, the Corporation is hereby authorized to provide WIIA Grants, from appropriated funds to the applicants set forth in **Exhibit B** subject to continuing compliance with applicable law.

C. The Authorized Officers are each hereby authorized to determine the amount of each WIIA Grant (which amount shall not exceed the amounts authorized herein) and the terms thereof.

## **SECTION 3. GENERAL**

A. All covenants, stipulations, obligations and agreements of the Corporation contained in this Resolution, and in any agreement, prepared pursuant to this Resolution, shall be deemed to be the covenants, stipulations, obligations and agreements of the Corporation to the full extent authorized or permitted by law, and such covenants, stipulations, obligations and agreements shall be binding upon the Corporation and its successors from time to time and upon any board or body to which any powers or duties affecting such covenants, stipulations, obligations and agreements shall be transferred by or in accordance with law. Except as otherwise provided in this Resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the Corporation by the provisions of this Resolution, or by any financing agreement prepared pursuant to this Resolution, shall be exercised or performed by the Corporation or by such directors, officers, board or body as may be required by law to exercise such powers and to perform such duties.

B. No covenant, stipulation, obligation or agreement contained in this Resolution, or in any agreement prepared pursuant to this Resolution, shall be deemed a covenant, stipulation, obligation or agreement of any director, officer, agent or employee of the Corporation in his or her individual capacity and neither the Directors of the Corporation nor any Authorized Officer or the

Secretary to the Corporation executing any such financing agreement shall be liable personally thereon or be subject to personal liability by reason of the execution thereof.

C. The amount of each WIIA Grant (which amount shall not exceed the amounts authorized herein) and the terms thereof shall be determined by Authorized Officers.

D. The Authorized Officers and the Secretary to the Corporation are each individually authorized and directed to execute and deliver any such other agreements or instruments, to do and cause to be done any such other acts and things, and to make such other changes, omissions, insertions, revisions or amendments to each of the documents referred to in this Resolution as they may determine to be necessary or proper for carrying out, giving effect to and consummating the transactions contemplated by this Resolution and any financing agreement prepared pursuant to this Resolution.

E. This Resolution shall take effect immediately.

## Exhibit A

### DWSRF Direct Financings (Short-Term and Long-Term Financings and Additional Subsidies)

#### Short-Term Interest-Free Financing:

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Interest-Free Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate</u>
18811	Watkins Glen (V)	Schuyler	\$13,500,000	\$3,000,000	0%

#### Project Description

This project consists of a new intake screen, a new raw water pump station, new pressure filters at the WTP, upgrades to the existing filters and underdrains at the WTP, a new approximately 500,000-gallon storage tank, existing storage tank upgrades, replacement of approximately 40,000 linear feet of water main, and upgrades to the SCADA system at the WTP. The project is defined by the engineering report entitled "Preliminary Engineering Report for the Village of Watkins Glen Comprehensive Water System Study" dated November 2019 by the engineering firm MRB Group, Amendments No.1 dated December 14, 2020 and Amendment No.2 dated April 13, 2021 by the engineering firm Larson Design Group, as may be updated, amended, supplemented, and approved by the Agency

**Short-Term Market-Rate Financing:**

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate (not to exceed)</u>
18823	NYCMWFA	New York	\$22,000,000	N/A	4%

**Project Description**

This project consists of work associated with the design and construction of the Croton Water Filtration Plant and the associated facilities. The water filtration plant consists of Stacked Dissolved Air Flotation Filtration Technology along with Ultra-Violet Light Disinfection, Chlorination Disinfection and Orthophosphate Corrosion Control. The water treatment plant is rated for up to 290 million gallons per day. Plans and specifications for this phase of the project were approved by the New York State Department of Health on December 28, 2000 (Design Log #13586), May 28, 2004 (DOH Design Log #16945), September 4, 2007 (Design Log #17594), May 19, 2008 (Design Log #16727), and September 1, 2010 (Design Log #17902). The total project cost is estimated to be over three billion dollars

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate (not to exceed)</u>
18828	NYCMWFA	New York	\$100,000,000	N/A	4%

**Project Description**

This project consists of the excavation and construction of Shafts 17B-1 and 18B-1, which are part of City Tunnel No. 3, Stage 2 in Queens. The project is defined by the engineering report entitled "Basis of Design Report for Construction of Shafts 17B-1 and 18B-1" dated July 22, 2020 by NYC Department of Environmental Protection, as may be updated, amended, supplemented, and approved by the Agency.

## Exhibit B

### Financial Assistance Payment Recipient (Drinking Water WIIA Grant)

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Maximum Grant Amount</u>
18993	Harriman (V)	Orange	\$284,955

#### Project Description

This project consists of the installation of approximately 600 linear feet of 8" ductile iron water main from the existing distribution system located on Harriman Heights Road to Well HH #3. This connection will allow for the Well HH #3 raw water to mix with the treated distribution system water in order to dilute the uranium concentrations in the well to less than the maximum contaminant level (MCL), allowing the well to be placed back into service. The project is defined by the engineering report entitled "Engineer's Report Drinking Water State Revolving Fund Application Well HH #3" dated September 2020 (revised November 2021) by the engineering firm WSP USA, as may be updated, amended, supplemented, and approved by the Agency.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Maximum Grant Amount</u>
19083	Harriman (V)	Orange	\$538,551

#### Project Description

This project consists of the installation of a granular activated carbon (GAC) treatment system for the removal of emerging contaminants that is present in Village Well No. MH-1A. Installation of GAC will remove perfluorooctanesulfonic acid (PFOS) and perfluorooctanoic acid (PFOA). The project is defined by the engineering report entitled "Engineer's Report Drinking Water State Revolving Fund Application Well MH-1A" dated September 1, 2020 by the engineering firm WSP USA, as may be updated, amended, supplemented, and approved by the Agency.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Maximum Grant Amount</u>
18811	Watkins Glen (V)	Schuyler	\$2,000,000

#### Project Description

This project consists of a new intake screen, a new raw water pump station, new pressure filters at the WTP, upgrades to the existing filters and underdrains at the WTP, a new approximately 500,000-gallon storage tank, existing storage tank upgrades, replacement of approximately 40,000 linear feet of water main, and upgrades to the SCADA system at the WTP. The project is defined by the engineering report entitled "Preliminary Engineering Report for the Village of Watkins Glen Comprehensive Water System Study" dated November 2019 by the engineering firm MRB Group, Amendments No.1 dated December 14, 2020 and Amendment No.2 dated April 13, 2021 by the engineering firm Larson Design Group, as may be updated, amended, supplemented, and approved by the Agency.

BY: \_\_\_\_\_/s/  
**Kate Siobhan Howard**  
**Secretary to the Corporation**



**RESOLUTION NO. 2951**

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AMENDING THE PRIOR AUTHORIZATIONS FOR FINANCIAL ASSISTANCE TO BE PROVIDED BY THE CORPORATION TO CERTAIN RECIPIENTS IN CONNECTION WITH THE CLEAN WATER STATE REVOLVING FUND

Extension of the Financing Maturity Date  
Norwich (C) - Project No. C7-6262-03-00

WHEREAS, by Resolutions Nos. 2539 and 2540 adopted on February 8, 2018, the Board authorized a five-year short-term interest-free financing and a WIIA award to be made by the Corporation to the City of Norwich for a total maximum principal amount not to exceed \$3,400,000; and

WHEREAS, on February 16, 2018, the Public Authorities Control Board ("PACB") adopted Resolution No. 18-EF-733 approving the financing; and

WHEREAS, the financing is set to mature on March 8, 2023; and

WHEREAS, the Board desires to amend the financial assistance authorized to the City of Norwich to extend the maturity date, as set forth herein.

Extension of the Financing Maturity Date, Funding Increase, and  
Modification of the Project Scope  
Silver Creek (V) - Project No. C9-6626-02-01

WHEREAS, by Resolutions Nos. 2731 and 2732 adopted on April 9, 2020, the Board authorized a five-year short-term interest-free financing and a WIIA award to be made by the Corporation to the Village of Silver Creek for a total maximum principal amount not to exceed \$2,856,273; and

WHEREAS, on April 22, 2020, PACB adopted Resolution No. 20-EF-801 approving the financing; and

WHEREAS, and the financing is set to mature on February 21, 2023; and

WHEREAS, the project costs have increased and additional funding is necessary to complete construction of the project; and

WHEREAS, the original scope of the project has expanded to include Phase 5 work;  
and

WHEREAS, the Board desires to authorize an extension of the maturity date, an increase in the aggregate maximum principal amount, and the modification of the project scope of the Village of Silver Creek's financing, as set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION, AS FOLLOWS:

Section 1. The Board hereby authorizes extension of the maturity date of the financing provided to the City of Norwich from March 8, 2023 to March 8, 2025. All other authorizations, determinations, terms and conditions contained in Resolutions Nos. 2539 and 2540, and any amendments relating thereto, shall remain in effect.

Section 2. The Board hereby authorizes extension of the maturity date of the financing provided to the Village of Silver Creek from February 21, 2023 to August 21, 2024. The Board further authorizes an increase in the aggregate maximum principal amount of the financing previously authorized to the Village of Silver Creek and modification of that financing's project scope as set forth in Exhibit B. All other authorizations, determinations, terms and conditions contained in Resolutions Nos. 2731 and 2732, and any amendments relating thereto, shall remain in effect.

Section 3. This Resolution shall take effect immediately.

Exhibit A

**Short-Term Interest-Free**

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term</u> <u>Interest-Free</u> <u>Financing Maximum</u>	<u>Interest Rate</u>
			<u>Principal Amount</u>	
C7-6262-03-00	Norwich (C)	Chenango	\$2,575,687	0%

Project Description

This action consists of financing costs associated with the planning, design and construction of sanitary sewer collection system repairs to address inflow and infiltration. The project is defined by the engineering report entitled "Sanitary Sewer Collection System Repairs" dated September 2, 2016 by Delaware Engineering D.P.C. as may be updated, amended, supplemented, and approved by the Corporation.

## Exhibit B

## Short-Term Interest-Free

<u>Project Numbers</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Interest-Free Financing Maximum Principal Amount</u>	<u>Interest Rate</u>
C9-6626-02-01	Silver Creek (V)	Chautauqua	\$2,431,837	0%

## Project Description

This project consists of planning, design and construction of collection system improvements. The project is defined by the engineering report entitled "Priority 3 Sanitary Sewer Infiltration and Inflow Reduction" dated January 2018, "Priority 4 Completion Report" dated January 22, 2020, and "Priority 5 SSES" dated August 3, 2022, by the engineering firm GHD, as may be updated, amended, supplemented, and approved by the Corporation.

**BY:** /s/  
**Kate Siobhan Howard**  
**Secretary to the Corporation**

**RESOLUTION NO. 2952**

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MAKING CERTAIN DETERMINATIONS AND REAUTHORIZING UP TO \$657,949,860 IN CONNECTION WITH THE CLEAN WATER STATE REVOLVING FUND TO INCLUDE ADDITIONAL PROJECTS (NEW YORK CITY MUNICIPAL WATER FINANCE AUTHORITY PROJECTS)

WHEREAS, pursuant to the New York State Environmental Facilities Corporation Act, constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, as amended (the "Act"), the New York State Environmental Facilities Corporation (the "Corporation") was established as a body corporate and politic constituting a public benefit corporation; and

WHEREAS, pursuant to Chapter 565 of the Laws of 1989, as amended (the "CWSRF Act"), the Clean Water State Revolving Fund ("CWSRF") has been established in the custody of the Corporation; and

WHEREAS, the Corporation is charged with providing low cost financing to eligible recipients while maintaining the fiscal integrity of the CWSRF; and

WHEREAS, by Resolution No. 2904, adopted on March 10, 2022, the Board authorized a short-term market-rate financing to be made by the Corporation to the New York City Municipal Water Finance Authority for a maximum principal amount not to exceed \$657,949,860 (the "Financing"); and

WHEREAS, on March 16, 2022, the Public Authorities Control Board adopted Resolution No. 22-EF-858 approving the Financing; and

WHEREAS, the undisbursed maximum principal amount of the Financing is sufficient to add additional eligible projects to the Financing and the Corporation's staff has identified eleven such additional projects which require authorization; and

WHEREAS, these additional projects, as set forth in **Exhibit A** are either being authorized for the first time herein or were previously authorized for financing under the Storm Mitigation Loan Program which is now exhausted; and

WHEREAS, the Board desires to authorize inclusion of these additional projects in Financing as well as reaffirm the inclusion of those projects approved at the March 10, 2022 Board meeting as set forth herein; and

WHEREAS, the applicant listed in **Exhibit A** hereto has submitted an application to the Corporation for financial assistance under the CWSRF Act, for the purpose of financing or refinancing water pollution control projects eligible for assistance under 33 USC 1383 (c) undertaken and completed or to be undertaken and completed by such applicant; and

WHEREAS, each project proposed to be financed or refinanced by such applicant through the short-term market-rate financings, descriptions of which are set out in **Exhibit A** hereto (collectively, the "Projects") constitute an "eligible project" within the meaning of the CWSRF Act; and

WHEREAS, with respect to the amount identified in Exhibit A, the Corporation has, where necessary, identified funds available in excess of the amount listed in the Intended Use Plan (the "IUP") or has made such moneys available through by-pass as provided in the IUP; and

WHEREAS, with respect to the short-term market-rate financings, available funds within the CWSRF have been identified, and in the future the Corporation may seek the Board of Directors' approval to issue its Corporation Bonds to fund any such projects; and

WHEREAS, the Corporation desires to provide such short-term market-rate financings to the applicant, in accordance with the terms and conditions set forth in Exhibit A, and as will be more fully set forth in the closing documents for the financing (the "Direct Financing"); and

WHEREAS, the Corporation's staff has conducted an evaluation of the Direct Financing to determine whether the Projects meet the relevant criteria set forth in Article 6 of the Environmental Conservation Law (the "State Smart Growth Public Infrastructure Policy Act") and has made a recommendation to the President; and

WHEREAS, for any Project subject to the State Smart Growth Public Infrastructure Policy Act, the President has attested in a written Smart Growth Impact Statement that the Project meets the relevant criteria as set forth in the Smart Growth Public Infrastructure Policy Act, to the extent practicable or, if a Project does not meet the relevant criteria and compliance is considered impracticable, a detailed statement of justification has been provided.

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION, AS FOLLOWS:

## **SECTION 1. SHORT-TERM AND LONG-TERM FINANCINGS**

A. The Corporation has reviewed the information supplied by the financing applicant set forth in **Exhibit A** in connection with its application for CWSRF financial assistance, and the Corporation hereby determines that it would be impracticable or inadvisable to finance all or a portion of the costs of the Projects from the proceeds of bonds or notes that are special obligations of the Corporation. The filing of the determination contained in this Section 1.A in accordance with, and to the extent required by, applicable law and regulations by or at the direction of an officer of the Corporation is hereby authorized and confirmed.

B. To accomplish the purposes of the Act and the CWSRF Act, and to provide for the financing or refinancing of the Projects, the Corporation is hereby authorized to provide the Direct Financing, from monies in the CWSRF, to the applicant listed in **Exhibit A** in compliance with applicable law. The Direct Financing shall be in a principal amount (including additional subsidization, if any) not exceeding the principal amount set forth opposite the name of the applicant in **Exhibit A**; shall bear interest at a rate not in excess of the rate set forth in **Exhibit A**; the short-term Direct Financing and any extension thereof shall mature not later than five years from the date of the initial making of such short-term Direct Financing, and each long-term Direct Financing shall mature not later than thirty years from the date of the making of such long-term Direct Financing; such principal amounts and maturities to be determined by either the President, any Vice President, Chief Financial Officer or Controller (collectively, the "Authorized Officers") of the Corporation.

The Corporation is further authorized to guarantee the payment of each short-term market-rate financing from monies and assets held in the CWSRF, each short-term market-rate financing shall be in a principal amount not exceeding the principal amount set forth opposite the name of the applicant in Exhibit A; shall mature not later than five years from the date of the initial making of such short-term market-rate financing, and shall initially bear interest at the rate or rates not in excess of those set forth in Exhibit A and as may be determined by any Authorized Officer from time to time in accordance with the provisions of the financing agreement. Each short-term market-rate financing remains eligible to compete for and receive an interest rate subsidy in accordance with any IUP in the event that the project score so qualifies under such IUP, which subsidy shall be provided in accordance with the provisions of the financing agreement. Further, each short-term market-rate financing remains eligible to apply for a reduced interest rate (hardship) determination and receive such reduced interest rate subject to and in accordance with the applicable IUP.

C. The Authorized Officers and the Secretary to the Corporation are each hereby authorized to prepare, execute, acknowledge and deliver to the applicant a financing agreement for such applicant's Direct Financing, in such form as shall be determined by any Authorized Officer, with such amendments, supplements, changes, insertions and omissions as may be approved by any Authorized Officer. The Chief Financial Officer and the Secretary to the Corporation are each hereby authorized to affix the seal of the Corporation on such documents and attest the same. The execution of such documents by an Authorized Officer or the Secretary to the Corporation shall be conclusive evidence of any approval or determination authorized or required by this Section or by Section 1.B of this Resolution.

## **SECTION 2. GENERAL**

A. All covenants, stipulations, obligations and agreements of the Corporation contained in this Resolution, and in any financing agreement prepared pursuant to this Resolution, shall be deemed to be the covenants, stipulations, obligations and agreements of the Corporation to the full extent authorized or permitted by law, and such covenants, stipulations, obligations and agreements shall be binding upon the Corporation and its successors from time to time and upon any board or body to which any powers or duties affecting such covenants, stipulations, obligations and agreements shall be transferred by or in accordance with law. Except as otherwise provided in this Resolution, all rights, powers

and privileges conferred and duties and liabilities imposed upon the Corporation by the provisions of this Resolution, or by any financing agreement prepared pursuant to this Resolution, shall be exercised or performed by the Corporation or by such directors, officers, board or body as may be required by law to exercise such powers and to perform such duties.

B. No covenant, stipulation, obligation or agreement contained in this Resolution, or in any financing agreement prepared pursuant to this Resolution, shall be deemed a covenant, stipulation, obligation or agreement of any director, officer, agent or employee of the Corporation in his or her individual capacity and neither the Directors of the Corporation nor any Authorized Officer or the Secretary to the Corporation executing any such financing agreement shall be liable personally thereon or be subject to personal liability by reason of the execution thereof.

C. The Authorized Officers and the Secretary of the Corporation are each individually authorized and directed to execute and deliver any such other agreements or instruments, to do and cause to be done any such other acts and things, and to make such other changes, omissions, insertions, revisions or amendments to each of the documents referred to in this Resolution as they may determine to be necessary or proper for carrying out, giving effect to and consummating the transactions contemplated by this Resolution and any financing agreement prepared pursuant to this Resolution.

D. This Resolution shall take effect immediately.



Exhibit A

<u>Applicant</u>	<u>Counties</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount<sup>1</sup></u>	<u>Interest Rate (not to exceed)</u>
New York City Municipal Water Finance Authority	Bronx, Kings, New York, Richmond and Queens	\$657,949,860	4%

<u>Designation<sup>2</sup></u>	<u>Project Number</u>	<u>Description</u>
2	C2-5201-16	Wards Island Flood Protection
1	C2-5201-31	Wards Island Water Pollution Control Plant Final Settling Tank Reconstruction
2	C2-5201-32	Wards Island Sewage Treatment Plant Rehabilitation
3	C2-5202-17	Hunts Point Flood Protection
1	C2-5203-15	Bowery Bay Water Pollution Control Plant Main Sewage Pump Upgrades
2	C2-5203-17	Bowery Bay Flood Protection
1	C2-5203-21	Bowery Bay Water Pollution Control Plant Power Distribution System Upgrades
1	C2-5204-01	Tallman Island Water Pollution Control Plant Phase I Biological Nutrient Removal Upgrades
2	C2-5204-03	Tallman Island Flood Protection
3	C2-5205-21	Jamaica Sewage Treatment Plant Improvements
1	C2-5206-19	Various Water Pollution Control Plants Phase II Biological Nutrient Removal Carbon Addition
1	C2-5206-24	26th Ward Water Pollution Control Plant Preliminary Treatment Reliability Improvements
1	C2-5209-12	Newtown Creek Wastewater Treatment Plant Dechlorination Facility Upgrades
2	C2-5209-13	Newtown Creek Flood Protection
1	C2-5212-19	Rockaway Water Pollution Control Plant Level 1 Biological Nutrient Removal Upgrades
1	C2-5218-04	Newtown Creek Combined Sewer Overflow Floatables Control & Bending Weir Construction
1	C2-5225-16	Inner Harbor Combined Sewer Overflow Gowanus Pump Station and Flushing Tunnel Reconstruction
1	C2-5225-84	235 <sup>th</sup> Steet Pumping Station Reconstruction
1	C2-5225-86	Prospect Expressway Pumping Station Upgrade
1	C2-5225-88	Rikers Island North & South Pumping Stations Reconstruction

<sup>1</sup>The current amount available for disbursement on the NYCMWFA CW ST financing is \$528,023,391.73. \$129,926,468.27 has already been disbursed.

<sup>2</sup> 1= Previously approved in EFC Board Resolution 2904 on March 10, 2022.

2=Previously approved for funding under SMLP, now being authorized for a Clean Water SRF Short-Term Market-Rate financing.

3=New financing being approved for the first time.

2	C2-5225-93	Pump Station Resiliency Improvements
2	C2-5227-21	Owls Head Flood Protection
1	C2-5227-24	NYCDEP Owls Head Water Pollution Control Plant Dechlorination Facility Construction
1	C2-5231-20	Coney Island Water Pollution Control Plant Level 1 BNR Upgrades
1	C2-5231-21	Coney Island Water Pollution Control Plant Replacement of Main Sewage Pumps
2	C2-5233-17	Red Hook Flood Protection
1	C2-5234-28	North River Water Pollution Control Plant North River Cogeneration and Electrification Project
1	C2-5234-31	Coney Island and North River Water Pollution Control Plants Dechlorination Facilities for Total Residual Chlorine Reduction
2	C2-5236-16	Port Richmond Flood Protection

**BY:** /s/  
**Kate Siobhan Howard**  
**Secretary to the Corporation**

**RESOLUTION NO. 2953**

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MAKING CERTAIN DETERMINATIONS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION WITH THE CLEAN WATER STATE REVOLVING FUND AND AUTHORIZING FINANCIAL ASSISTANCE PAYMENTS TO CERTAIN MUNICIPALITIES TO FUND ELIGIBLE CLEAN WATER PROJECTS FROM FUNDS APPROPRIATED FOR WATER INFRASTRUCTURE IMPROVEMENT PROJECTS

WHEREAS, pursuant to the New York State Environmental Facilities Corporation Act, being Chapter 744 of the Laws of 1970 constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, as amended (the "Act"), the New York State Environmental Facilities Corporation (the "Corporation") has been established as a body corporate and politic constituting a public benefit corporation; and

WHEREAS, pursuant to Chapter 565 of the Laws of New York of 1989, as amended (the "CWSRF Act"), the Clean Water State Revolving Fund ("CWSRF") was established in the custody of the Corporation; and

WHEREAS, the Corporation is charged with providing low-cost financing to eligible recipients while maintaining the fiscal integrity of the CWSRF; and

WHEREAS, each of the applicants listed in **Exhibit A** hereto has submitted an application to the Corporation for financial assistance under the CWSRF Act, for the purpose of financing or refinancing projects eligible for assistance under the Federal Water Pollution Control Act (the "Clean Water Act") 33 USC 1383 (c), and undertaken and completed or to be undertaken and completed by such applicants; and

WHEREAS, the Infrastructure Investment and Jobs Act, Pub. L. No. 117-58 (2021) , also referred to as the Bipartisan Infrastructure Law, ("IIJA" or "BIL") reauthorizes and amends funding levels and certain provisions in the Clean Water Act; and

WHEREAS, each project proposed to be financed or refinanced by such applicants through the short-term interest-free, short-term market-rate or long-term financings and/or additional subsidies descriptions of which are set out in **Exhibit A** hereto (collectively, the "CWSRF Projects") constitute an "eligible project" within the meaning of the CWSRF Act and the Clean Water Act, including, but not limited to, amendments under BIL; and

WHEREAS, with respect to the amounts identified in **Exhibit A**, the Corporation has, where necessary, identified funds available in excess of the amounts listed in the Intended Use Plan (the "IUP") or has made such moneys available through by-pass as provided in the IUP; and

WHEREAS, with respect to the short-term market-rate financings, available funds within the CWSRF have been identified, and in the future the Corporation may seek the Board of Directors' approval to issue its Corporation Bonds to fund any such projects; and

WHEREAS, the Corporation desires to provide such short-term interest-free, short-term market-rate or long-term interest-free financings to the respective applicants, in accordance with the terms and conditions set forth in **Exhibit A**, and as will be more fully set forth in the closing documents for the financings (the "Direct Financings"); and

WHEREAS, the New York State Water Infrastructure Improvement Act of 2015, being Part G of Chapter 60 of the Laws of 2015 ("WIIA 2015"), and the Clean Water Infrastructure Act of 2017, being Part T of Chapter 57 of the Laws of 2017 (the "Infrastructure Act") each authorizes and directs the Corporation to provide financial assistance payments ("Grants"), from funds appropriated for such purpose, to municipalities in support of water quality infrastructure projects; and

WHEREAS, \$400 million was appropriated over a three-year period for the purposes of WIIA 2015, and no less than \$1 billion was appropriated for purposes of funding water infrastructure improvement projects under the Infrastructure Act; and

WHEREAS, subsequent annual appropriations have been made available for the purpose of providing Grants to municipalities in support of water infrastructure improvement projects;

WHEREAS, preference for award of Grants shall be given to municipalities that meet the Corporation's hardship criteria and projects that result in the greatest water quality improvement or greatest reduction in serious risk to public health; and

WHEREAS, the Corporation has completed an evaluation of the projects set forth in **Exhibit B** (hereinafter referred to as the "WIIA Projects"), determined that each WIIA Project constitutes an eligible "water quality infrastructure project" as defined in WIIA, and otherwise meets the criteria for award of a WIIA Grant; and

WHEREAS, the Corporation desires to provide WIIA Grants to the applicants listed in **Exhibit B** in support of water quality infrastructure projects in accordance with WIIA and subject to continuing compliance with applicable law as will be more fully set forth in the closing documents for the financing of each WIIA Project.

WHEREAS, pursuant to WIIA, a municipality is not required to accept CWSRF financing from the Corporation to receive a WIIA Grant; however, municipalities often seek CWSRF financing in addition to their WIIA grant to fund the total cost of their project; and

WHEREAS, for any CWSRF Project or WIIA Project subject to Article 6 of the Environmental Conservation Law, or the State Smart Growth Public Infrastructure Policy Act, the President has attested in a written Smart Growth Impact Statement that the project meets the relevant criteria as set forth in the Smart Growth Public Infrastructure Policy Act to the extent practicable or, if a Project does not meet the relevant criteria and compliance is considered impracticable, has provided a detailed statement of justification; and

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION, AS FOLLOWS:

## **SECTION 1. SHORT-TERM AND LONG-TERM FINANCINGS AND GRANTS**

A. The Corporation has reviewed the information supplied by each financing applicant, set forth in **Exhibit A**, in connection with its application for CWSRF financial assistance, and the Corporation hereby determines that it would be impracticable or inadvisable to finance all or a portion of the costs of the CWSRF Projects from the proceeds of bonds or notes that are special obligations of the Corporation. The filing of the determination contained in this Section 1.A in accordance with, and to the extent required by, applicable law and regulations by or at the direction of an officer of the Corporation is hereby authorized and confirmed.

B. To accomplish the purposes of the Act, the Clean Water Act, and the CWSRF Act, and to provide for the financing or refinancing of the CWSRF Projects, the Corporation is hereby authorized to provide the Direct Financings and/or the additional subsidies, from monies in the CWSRF, to the applicants listed in **Exhibit A** in compliance with applicable law. Each Direct Financing shall be in a principal amount not exceeding the principal amount set forth opposite the name of the applicant in **Exhibit A** and shall bear interest at rates not in excess of those set forth in **Exhibit A**. Each short-term Direct Financing shall mature not later than five years from the date of the closing of such short-term Direct Financing. Principal amounts and maturities are to be determined by either the President, any Vice President, Chief Financial Officer, General Counsel, or Controller (collectively, the "Authorized Officers") of the Corporation.

The Corporation is further authorized to guarantee the payment of each short-term market-rate financing from monies and assets held in the CWSRF, each short-term market-rate financing shall be in a principal amount not exceeding the principal amount set forth opposite the name of the applicant in **Exhibit A**; shall mature not later than five years from the date of the closing of such short-term market-rate financing; and shall initially bear interest at a rate or rates not in excess of those set forth in **Exhibit A** and as may be determined by any Authorized Officer from time to time in accordance with the provisions of the financing agreement. Each short-term market-rate financing shall remain eligible to compete for and receive an interest rate subsidy if authorized in the current IUP and in the event that the project score so qualifies under such IUP, which subsidy shall be provided in accordance with the provisions of the financing agreement. Further, if authorized in the IUP, each short-term market-rate financing remains eligible to apply for a zero-interest rate (hardship) determination and receive interest rate subject to and in accordance with the applicable IUP.

C. The Authorized Officers and the Secretary to the Corporation are each hereby authorized to prepare, execute, acknowledge and deliver to each applicant a financing agreement for such applicant's Direct Financing (including any grants), in such form as shall be determined by any Authorized Officer, with such amendments, supplements, changes, insertions and omissions as may be approved by any Authorized Officer. The Chief Financial Officer and the Secretary to the Corporation are each hereby authorized to affix the seal of the Corporation on such documents and attest the same. The execution of such documents by an Authorized Officer or the Secretary to the Corporation shall be conclusive evidence of any approval or determination authorized or required by this Section 1.C or by Section 1.B of this Resolution.

## **SECTION 2. FINANCIAL ASSISTANCE PAYMENTS (WIIA GRANTS)**

A. The Corporation has reviewed the information supplied by each applicant set forth in **Exhibit B** in connection with its application for a WIIA Grant.

B. To accomplish the purposes of WIIA and provide financial assistance payments to the WIIA Project recipients, the Corporation is hereby authorized to provide WIIA Grants, from appropriated funds, to the applicants set forth in **Exhibit B** subject to continuing compliance with applicable law.

C. The Authorized Officers are each hereby authorized to determine the amount of each WIIA Grant (which amount shall not exceed the amounts authorized herein) and the terms thereof.

## **SECTION 3. GENERAL**

A. All covenants, stipulations, obligations and agreements of the Corporation contained in this Resolution, and in any agreement prepared pursuant to this Resolution, shall be deemed to be the covenants, stipulations, obligations and agreements of the Corporation to the full extent authorized or permitted by law, and such covenants, stipulations, obligations and agreements shall be binding upon the Corporation and its successors from time to time and upon any board or body to which any powers or duties affecting such covenants, stipulations, obligations and agreements shall be transferred by or in accordance with law. Except as otherwise provided in this Resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the Corporation by the provisions of this Resolution, or by any financing agreement prepared pursuant to this Resolution, shall be exercised or performed by the Corporation or by such directors, officers, board or body as may be required by law to exercise such powers and to perform such duties.

B. No covenant, stipulation, obligation or agreement contained in this Resolution, or in any agreement prepared pursuant to this Resolution, shall be deemed a covenant, stipulation, obligation or agreement of any director, officer, agent or employee of the Corporation in his or her individual capacity and neither the Directors of the Corporation nor any Authorized Officer or the Secretary to the Corporation executing any such financing agreement shall be liable personally thereon or be subject to personal liability by reason of the execution thereof.

C. The amount of each WIIA Grant (which amount shall not exceed the amounts authorized herein) and the terms thereof shall be determined by the Authorized Officers.

D. The Authorized Officers and the Secretary to the Corporation are each individually authorized and directed to execute and deliver any such other agreements or instruments, to do and cause to be done any such other acts and things, and to make such other changes, omissions, insertions, revisions or amendments to each of the documents referred to in this Resolution as they may determine to be necessary or proper for carrying out, giving effect to and consummating the transactions contemplated by this Resolution and any financing agreement prepared pursuant to this Resolution.

E. This Resolution shall take effect immediately.

## Exhibit A

### CWSRF Direct Financings (Short-Term and Long-Term Financings and Additional Subsidies)

#### Short-Term Interest-Free Financing:

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Interest-Free Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate</u>
C6-6029-05-01	Lowville (V)	Lewis	\$7,710,562	N/A	0%

#### Project Description

This project consists of planning, design and construction of wastewater treatment plant improvements. The project is defined by the engineering report entitled "Village of Lowville Wastewater Treatment Plant Improvements" dated June 10, 2019 by the engineering firm GYMO, as may be updated, amended, supplemented, and approved by the Corporation.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Interest-Free Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate</u>
C8-6402-07-00	Penn Yan (V)	Yates	\$167,500	\$132,750	0%

#### Project Description

This project consists of construction of disinfection improvements at the wastewater treatment plant. The project is defined by the engineering report entitled "Disinfection Report for Penn Yan Wastewater Treatment Plant" dated May 2019, revised June 2021, by the engineering firm Elliot Engineering Solutions, as may be updated, amended, supplemented, and approved by the Corporation.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Interest-Free Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate</u>
C6-6001-02-00	Philadelphia (V)	Jefferson	\$ 774,320	N/A	0%

#### Project Description

This project consists of planning, design and construction of disinfection improvements at the wastewater treatment plant. The project is defined by the engineering report entitled "Wastewater Treatment Plant Disinfection and Collection System Improvements Study" dated July 2019 and revised September 2019 by the engineering firm BCA Engineers, Architects and Land Surveyors, P.C., as may be updated, amended, supplemented, and approved by the Corporation.

## Short-Term Market-Rate Financings:

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate (not to exceed)</u>
C6-6029-05-01	Lowville (V)	Lewis	\$5,041,250	N/A	4%

### Project Description

This project consists of planning, design and construction of wastewater treatment plant improvements. The project is defined by the engineering report entitled "Village of Lowville Wastewater Treatment Plant Improvements" dated June 10, 2019 by the engineering firm GYMO, as may be updated, amended, supplemented, and approved by the Corporation.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount</u>	<u>Maximum Amount Additional Subsidy</u>	<u>Interest Rate (not to exceed)</u>
C6-6001-02-00	Philadelphia (V)	Jefferson	\$625,680	N/A	4%

### Project Description

This project consists of planning, design and construction of disinfection improvements at the wastewater treatment plant. The project is defined by the engineering report entitled "Wastewater Treatment Plant Disinfection and Collection System Improvements Study" dated July 2019 and revised September 2019 by the engineering firm BCA Engineers, Architects and Land Surveyors, P.C., as may be updated, amended, supplemented, and approved by the CorporationThis



## Exhibit B

### Financial Assistance Payment Recipients (Clean Water WIIA Grants)

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Maximum Grant Amount</u>
C8-6402-07-00	Penn Yan (V)	Yates	\$132,750

## Project Description

This project consists of construction of disinfection improvements at the wastewater treatment plant. The project is defined by the engineering report entitled “Disinfection Report for Penn Yan Wastewater Treatment Plant” dated May 2019, revised June 2021, by the engineering firm Elliot Engineering Solutions, as may be updated, amended, supplemented, and approved by the Corporation.

**BY:** /s/  
**Kate Siobhan Howard**  
**Secretary to the Corporation**

**RESOLUTION NO. 2954**

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION SELECTING CERTAIN FIRMS AS UNDERWRITERS, INVESTMENT COUNTERPARTIES, AND/OR SELLING GROUP MEMBERS TO THE CORPORATION AND AUTHORIZING THE PRESIDENT OF THE CORPORATION OR THE PRESIDENT'S DESIGNEE TO TAKE APPROPRIATE ACTIONS WITH RESPECT THERETO

WHEREAS, the Corporation deems it necessary and desirable to engage the services of firms as underwriters, investment counterparties, and selling group members in connection with the Corporation's issuance of bonds for the State of New York's Clean Water State Revolving Fund and Drinking Water State Revolving Fund programs, the Corporation's Industrial Finance Program, State Supported financings and any additional financing programs that may be established in the future; and

WHEREAS, the Corporation prepared and issued a Request for Proposals for Underwriting and Investment Counterparty Services (RFP), a copy of which was provided to the Board of Directors on October 17, 2022, and responses to the RFP were due on November 15, 2022; and

WHEREAS, pursuant to the RFP, the Corporation anticipates selecting several firms to comprise lists of qualified firms eligible to perform the scope of services set forth in the RFP as (1) Senior Managing Underwriters, (2) Co-Managing Underwriters, (3) Investment Counterparties, and/or (4) Selling Group Members (Qualified Lists); and

WHEREAS, the Qualified Lists shall be in effect for a period of three years and the Corporation reserves the right to extend the Qualified Lists for two additional one-year terms; and

WHEREAS, the compensation for such services shall be negotiated on a deal-by-deal basis, with fee levels largely dependent upon market conditions at the time of sale and the complexity and size of the specific bond issue under consideration; and

WHEREAS, in accordance with the requirements for the selection of contractors as set forth in the Corporation's Procurement Contract Guidelines and the RFP, the Corporation's staff has reviewed the proposals received and desires to recommend to the Board of Directors firms for placement on the Qualified Lists to provide services to the Corporation as (1) Senior Managing Underwriters, (2) Co-Managing Underwriters, (3) Investment Counterparties, and/or (4) Selling Group Members.

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION, AS FOLLOWS:

Section 1. The firms listed on Exhibit A are hereby selected and designated as qualified to provide services to the Corporation as (1) Senior Managing Underwriters, (2) Co-Managing Underwriters, (3) Investment Counterparties, and/or (4) Selling Group Members, respectively, from time to time as determined to be required by the President or such person as the President may designate in writing. The Corporation may add firms only to the Qualified List – Selling Group Members upon demonstration of minimum requirements, as set forth in the RFP. The Qualified Lists will be valid for three years, and such period may be extended for two additional one-year terms at the sole determination of the President of the Corporation or the President's designee.

Section 2. The President of the Corporation or their designee is hereby authorized to negotiate and enter into any contract or other agreement necessary to engage, designate and/or re-designate the services of the firm or firms selected by the Corporation, and to take such other and further actions as the President deems necessary for the purpose of effectuating this resolution and assuring that respective services are provided to the Corporation, all upon such terms and conditions as the President determines to be appropriate and in the best interests of the Corporation.

Section 3. This Resolution shall take effect immediately.

## Exhibit A

### Qualified List of Senior Managing Underwriters

- 1 Barclays Capital Inc.
- 2 BofA Securities Inc.
- 3 Citigroup Global Markets Inc.
- 4 Goldman Sachs & Co. LLC
- 5 Jefferies LLC
- 6 JP Morgan Securities LLC
- 7 Loop Capital Markets LLC\*
- 8 Morgan Stanley & Co. LLC
- 9 RBC Capital Markets LLC
- 10 Samuel A. Ramirez & Co. Inc.\*
- 11 Siebert Williams Shank & Co. LLC\*

### Qualified List of Co-Managing Underwriters

- 1 Academy Securities Inc.\*\*\*
- 2 American Veterans Group PBC\*\*
- 3 Barclays Capital Inc.
- 4 BofA Securities Inc.
- 5 Citigroup Global Markets Inc.
- 6 Drexel Hamilton LLC\*\*
- 7 Goldman Sachs & Co. LLC
- 8 Jefferies LLC
- 9 JP Morgan Securities LLC
- 10 KeyBanc Capital Markets Inc.
- 11 Loop Capital Markets LLC\*
- 12 Mischler Financial Group Inc.\*\*
- 13 Morgan Stanley & Co. LLC
- 14 Raymond James & Associates Inc.
- 15 RBC Capital Markets LLC
- 16 Rice Securities LLC\*
- 17 Samuel A. Ramirez & Co. Inc.\*
- 18 Siebert Williams Shank & Co. LLC\*
- 19 Stern Brothers & Co.\*
- 20 UBS Financial Services Inc.
- 21 Wells Fargo Bank N.A. Municipal Finance Group

### Qualified List of Investment Counterparties

- 1 ASL Capital Markets Inc.
- 2 Barclays Capital Inc.
- 3 Blaylock Van LLC\*
- 4 BNY Mellon Capital Markets LLC
- 5 Drexel Hamilton LLC\*\*
- 6 Jefferies LLC
- 7 JP Morgan Securities LLC

- 8 Loop Capital Markets LLC\*  
9 Mischler Financial Group Inc.\*\*  
10 Morgan Stanley & Co. LLC  
11 Oppenheimer & Co. Inc.  
12 Raymond James & Associates Inc.  
13 RBC Capital Markets LLC  
14 Samuel A. Ramirez & Co. Inc.\*  
15 Siebert Williams Shank & Co. LLC\*  
16 Stern Brothers & Co.\*  
17 Wells Fargo Bank N.A. Municipal Finance Group

## Qualified List of Selling Group Members

- 1 Academy Securities Inc.\*\*
- 2 American Veterans Group PBC\*\*
- 3 AmeriVet Securities Inc.\*\*
- 4 ASL Capital Markets Inc.
- 5 Bancroft Capital LLC\*\*
- 6 Barclays Capital Inc.
- 7 Blaylock Van LLC\*
- 8 BNY Mellon Capital Markets LLC
- 9 BofA Securities Inc.
- 10 Citigroup Global Markets Inc.
- 11 Drexel Hamilton LLC\*\*
- 12 FHN Financial Capital Markets
- 13 Goldman Sachs & Co. LLC
- 14 Jefferies LLC
- 15 JP Morgan Securities LLC
- 16 KeyBanc Capital Markets Inc.
- 17 Loop Capital Markets LLC\*
- 18 Mischler Financial Group Inc.\*\*
- 19 Morgan Stanley & Co. LLC
- 20 Oppenheimer & Co. Inc.
- 21 Piper Sandler & Co.
- 22 Raymond James & Associates Inc.
- 23 RBC Capital Markets LLC
- 24 Rice Securities LLC\*
- 25 Roosevelt & Cross Inc.
- 26 Samuel A. Ramirez & Co. Inc.\*
- 27 San Blas Securities LLC
- 28 Siebert Williams Shank & Co. LLC\*
- 29 Stern Brothers & Co.\*
- 30 TD Securities LLC
- 31 UBS Financial Services Inc.
- 32 Wells Fargo Bank N.A. Municipal Finance Group

\*Certified NYS MWBE Firm

**\*\*Certified NYS SDVOB Firm**

\*\*\*Certified NYS MWBE and NYS SDVOB Firm

**BY:** /s/  
**Kate Siobhan Howard**  
**Secretary to the Corporation**